



# Flood and Water Management Act 2010

## 2010 CHAPTER 29

### PART 1

#### FLOOD AND COASTAL EROSION RISK MANAGEMENT

##### *3. Supplemental powers and duties*

#### **20 Ministerial directions**

- (1) The Minister may direct a risk management authority to exercise a flood or coastal erosion risk management function on behalf of another risk management authority (the “defaulting authority”).
- (2) The Minister may give a direction under subsection (1) only if satisfied that the defaulting authority—
  - (a) has failed to exercise the function, or
  - (b) has failed to exercise the function in accordance with the national strategies under sections 7 and 8 or the local strategies under sections 9 and 10.
- (3) A direction under subsection (1) may include provision about the recovery of costs of compliance from the defaulting authority.
- (4) The Minister must—
  - (a) send a copy of the direction to the defaulting authority, and
  - (b) publish the direction.
- (5) But the Minister may decide not to publish a direction if it appears that to do so would be contrary to the interests of national security.
- (6) In this section “the Minister” means—
  - (a) the Secretary of State in relation to risk management authorities that exercise functions only in England,
  - (b) the Welsh Ministers in relation to risk management authorities that exercise functions only in Wales, and

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*Changes to legislation: There are currently no known outstanding effects for the  
Flood and Water Management Act 2010, Section 20. (See end of Document for details)*

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- (c) the Secretary of State and the Welsh Ministers acting jointly in relation to risk management authorities that exercise functions in both England and Wales.

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**Commencement Information**

**I1** S. 20 in force at 1.10.2010 by [S.I. 2010/2169](#), art. 4, [Sch.](#)

**Changes to legislation:**

There are currently no known outstanding effects for the Flood and Water Management Act 2010, Section 20.